



STATE OF CONNECTICUT
DEPARTMENT OF ENVIRONMENTAL PROTECTION
BUREAU OF AIR MANAGEMENT
ENGINEERING & TECHNICAL SERVICES DIVISION
860-424-4152

General Permit to Limit Potential to Emit from Major Stationary Sources of Air Pollution

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General Permit to Limit Potential to Emit From Major Stationary Sources of Air Pollution (Less than 100% of Major Thresholds)

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General Permit to Limit Potential to Emit From Major Stationary Sources of Air Pollution (Less than 100% of Major Thresholds)

Section 1. Authority

This general permit is issued under the authority of Section 22a-174(k) of the Connecticut General Statutes.

Section 2. Definitions

(a) *Definitions*

As used in this general permit:

“*Act*” means the Federal Clean Air Act, 42 U.S.C. Sections 7401 to 7671q and Public Law 101-549.

“*Administrator*” means the administrator of the United States Environmental Protection Agency or his agent.

“*Aerospace manufacturing and rework operations*” has the same meaning as in Section 22a-174-32 of the Regulations of Connecticut State Agencies.

“*Air pollution control equipment*” means any equipment which is designed to reduce emissions of air pollutants from a stationary source.

“*Annual emissions summary*” means an annual emissions summary under Section 5(c) of this general permit.

“*Applicable requirement*” has the same meaning as in Section 22a-174-33 of the Regulations of Connecticut State Agencies.

“*Approval of registration*” means an approval of registration issued under Section 3 of this general permit.

“*Authorized activity*” means any activity authorized by this general permit.

“*Commissioner*” means commissioner as defined by Section 22a-2(b) of the General Statutes.

“*CFR*” means Code of Federal Regulations.

“*Day*” means the calendar day; if any date specified in the general permit falls on a Saturday, Sunday, or legal holiday, such deadline shall be the next business day thereafter.

“*Department*” means the department of environmental protection.

“Emissions unit” has the same meaning as in Section 22a-174-1 of the Regulations of Connecticut State Agencies.

“EPA” means the United States Environmental Protection Agency.

“Individual permit” means a permit issued to a named permittee under Section 22a-174(c) of the General Statutes.

“Major stationary source” has the same meaning as Section 22a-174-1 of the Regulations of Connecticut State Agencies.

“Permittee” means a person to whom the commissioner has issued an approval of registration.

“Person” means a person as defined by Section 22a-2(c) of the General Statutes.

“Premises” has the same meaning as in Section 22a-174-1 of the Regulations of Connecticut State Agencies.

“Registrant” means a person who files a registration pursuant to Section 4 of this general permit.

“Registration” means a registration form filed with the commissioner pursuant to Section 4 of this general permit.

“Regulated air pollutant” has the same meaning as in Section 22a-174-33 of the Regulations of Connecticut State Agencies.

“Research and development operation” has the same meaning as in Section 22a-174-33 of the Regulations of Connecticut State Agencies.

“Title V source” has the same meaning as in Section 22a-174-33 of the Regulations of Connecticut State Agencies.

“Wood furniture manufacturing operations” has the same meaning as in Section 22a-174-32 of the Regulations of Connecticut State Agencies.

(b) *Additional Definitions*

Any term not expressly defined in this general permit shall be defined as in Section 22a-2 of the General Statutes, Section 22a-174-1 of the Regulations of Connecticut State Agencies, *et seq.*, and 40 CFR Part 70.2.

Section 3. Authorization Under This General Permit

(a) Applicability

Provided the requirements of subsection (b) of this section are satisfied, this general permit applies to the following:

- (1) This general permit is applicable to the owner or operator of any premises with potential emissions of any air pollutant at or above the emissions level specified in Section 5(a) of this general permit and with actual emissions of each air pollutant below the emission levels specified in Section 5(a) of this general permit.
- (2) For the purpose of determining the applicability of this general permit to any premises at which a research and development operation is located, the owner or operator of such premises shall include the emissions from such research and development operation in the total emissions from such premises.
- (3) For the purpose of determining the applicability of this general permit to any premises that is subject to Section 22a-174-32 of the Regulations of Connecticut State Agencies, Reasonably Available Control Technology (RACT) for volatile organic compounds (VOC), the owner or operator of such premises shall demonstrate, to the commissioner's satisfaction, that the actual emissions of VOC from such premises, including those from any research and development operations, in every calendar year after December 31, 1995 were less than the levels in Section 22a-174-32(c)(1) of the Regulations of Connecticut State Agencies.
- (4) Notwithstanding the above, this general permit shall not apply to the owner or operator of any premises that is subject to:
 - (A) Any acid rain control requirement pursuant to 40 CFR Parts 72 through 78 inclusive;
 - (B) Any solid waste combustion requirement pursuant to Section 129(e) of the Act; or
 - (C) An individual Title V operating permit issued by the commissioner pursuant to Section 22a-174-33 of the Regulations of Connecticut State Agencies or by the administrator pursuant to 40 CFR Parts 70 or 71.

(b) Requirements for Authorization

This general permit authorizes each of the owners or operators listed in subsection (a) of this section provided:

- (1) **Registration**

A completed registration with respect to such activity has been filed with the commissioner and the commissioner has issued an approval of registration with respect to such activity.

(2) Coastal Area Management

Such activity is consistent with all-applicable goals and policies in Section 22a-92 of the General Statutes, and will not cause adverse impacts to coastal resources as defined in Section 22a-93 of the General Statutes.

(3) Signatory Responsibilities

(A) A registration and any form, report, or other document required by or submitted pursuant to this general permit shall be signed by an individual identified in Section 22a-174-2a of the Regulations of Connecticut State Agencies.

(B) Any individual signing any document pursuant to Section 3(b)(3)(A) of this general permit shall also sign the following statement:

“I have personally examined and am familiar with the information submitted in this document and all attachments thereto, and I certify that, based on reasonable investigation, including my inquiry of those individuals responsible for obtaining the information, the submitted information is true, accurate and complete to the best of my knowledge and belief. I understand that a false statement made in the submitted information may be punishable as a criminal offense, under Sections 22a-175 and 53a-157b of the General Statutes, and in accordance with any other applicable statute.

I certify that the signature of the registrant or the permittee, or a duly authorized representative, being submitted herewith complies with Section 22a-174-2a(a) of the Regulations of Connecticut State Agencies.”

(c) ***Geographic Area***

This general permit applies throughout the State of Connecticut.

(d) ***Effective Date and Expiration Date of this General Permit***

This general permit is effective on the date it is issued by the commissioner and expires five (5) years from such date of issuance.

(e) ***Effective Date of Authorization***

An activity is authorized by this general permit on the date the commissioner issues an approval of registration with respect to such activity.

(f) ***Revocation of an Individual Permit***

If an activity meets the requirements of authorization of this general permit and such activity is presently authorized by an individual permit, the existing individual permit may be revoked by the commissioner upon a written request by the permittee. If the commissioner revokes such individual permit in writing, such revocation shall take effect on the effective date of authorization of such activity by this general permit.

(g) *Issuance of an Individual Permit*

If, after the commissioner approves a registration under this general permit, the commissioner issues an individual permit authorizing the same activity authorized by such approval, such approval shall become null and void on the date such individual permit is issued.

Section 4. Registration Requirements

(a) *Who Must File a Registration*

Any person seeking authority under this general permit shall file with the commissioner:

- (1) A registration form which meets the requirements of Section 4 of this general permit and
- (2) The applicable fee.

(b) *Scope of Registration*

A registrant shall submit a single registration with respect to a single premises, regardless of how many emissions units are located at such premises.

(c) *Contents of Registration*

(1) Fees

- (A) A registration fee of \$5,000.00 for any person other than a municipality, or \$2,500.00 for any municipality, shall be submitted in accordance with applicable law along with a registration form. A registration shall not be deemed complete and no activity shall be authorized by this general permit unless the registration fee has been paid in full.
- (B) The registration fee shall be paid by check or money order payable to the **Department of Environmental Protection**, or by such other method as the commissioner may allow.
- (C) The registration fee is non-refundable.

(2) Registration Form

A registration shall be filed on forms prescribed and provided by the commissioner and shall include the following:

- (A) Legal name, address and telephone number of the registrant, the name of the agent for service of process for the owner of the subject premises if the registrant is not the owner, the name and telephone number of the individual with primary managerial responsibility for the premises, and the name and telephone number of any individual designated by the owner or operator thereof to answer questions pertaining to such registration. If the registrant is an entity transacting business in Connecticut and the registrant is required to register with

the Connecticut Secretary of the State, provide the exact name as registered with the Connecticut Secretary of the State;

- (B) Location address of the premises with respect to which the registration is submitted;
- (C) The calculation of potential and actual emissions of air pollutants from the premises expressed in tons per year, during the twelve (12) months immediately preceding the date of registration application or during such other time period(s) as the commissioner designates. Refer to Section 5(b) of this general permit for determining the source of data for calculating such emissions. If the commissioner designates an alternative time period(s), the commissioner will so notify the registrant in writing, and within thirty (30) days of receipt of such notice, the registrant shall submit emissions calculations consistent with such other time period(s);
- (D) A detailed description of the methodology the registrant used to calculate the actual and potential emissions; and
- (E) A description of all emissions units, air pollution control equipment, and emission monitoring equipment at the premises.
- (F) In addition to the requirements of Section 4(c)(2) of this general permit, an owner or operator of a premises that is subject to Section 22a-174-32 of the Regulations of Connecticut State Agencies, Reasonably Available Control Technology (RACT) for volatile organic compounds, who seeks to demonstrate that actual emissions of VOC do not exceed the levels specified in Section 3(a)(3) of this general permit shall, at a minimum, submit:
 - (i) written documentation of the actual emissions of VOC from the premises for every calendar year, or portion thereof, after December 31, 1995 through the calendar year in which such information is submitted. The commissioner may require the submittal of documentation of actual emissions from another period of time in order to determine representative actual emissions; and
 - (ii) a report that includes the information specified in subparagraphs (B) through (E), inclusive, of Section 22a-174-32(d)(2) of the Regulations of Connecticut State Agencies.
- (G) The record of the registrant, the principals, and any parent company or subsidiary of the registrant, regarding compliance with environmental protection laws of this state, all other states and federal government.
- (H) The signature of the registrant and of the individual or individuals responsible for actually preparing the registration, each of whom shall certify in writing as

follows:

“I have personally examined and am familiar with the information submitted in this document and all attachments thereto, and I certify that, based on reasonable investigation, including my inquiry of those individuals responsible for obtaining the information, the submitted information is true, accurate and complete to the best of my knowledge and belief. I certify that this general permit registration is on complete and accurate forms as prescribed by the commissioner without alteration of their text. I understand that a false statement made in the submitted information may be punishable as a criminal offense, in accordance with Section 22a-6 of the General Statutes, pursuant to Section 53a-157b of the General Statutes, and in accordance with any other applicable statute.

I certify that I have read the *General Permit to Limit Potential to Emit From Major Stationary Sources of Air Pollution* issued by the commissioner of the Department of Environmental Protection and that the activities which are the subject of this registration are eligible for authorization under such permit.”

(d) *Where to File a Registration*

A registration shall be filed with the commissioner at the following address:

CENTRAL PERMIT PROCESSING UNIT
DEPARTMENT OF ENVIRONMENTAL PROTECTION
79 ELM STREET
HARTFORD, CT 06106-5127

(e) *Additional Information*

The commissioner may require a registrant to submit additional information that the commissioner reasonably deems necessary to evaluate the consistency of the subject activity with the requirements for authorization under this general permit. Such information shall be submitted to the commissioner, in writing, within forty-five (45) days of such notification and shall be certified in accordance with Section 3(b)(3) of this general permit.

(f) *Action by Commissioner*

- (1) The commissioner may reject without prejudice a registration in accordance with Section 22a-6m of the General Statutes or if he determines that it does not satisfy the requirements of Section 4(c) of this general permit or more than forty-five (45) days have elapsed since the commissioner requested that the registrant submit additional information or the required fee and the registrant has not submitted such information or fee. Any registration refiled after such a rejection shall be accompanied by the fee specified in Section 4(c)(1) of this general permit.
- (2) The commissioner may disapprove a registration if he finds that the subject activity is inconsistent or unlikely to comply with the requirements for authorization under

Section 3 of this general permit, or for any other reason provided by law.

- (3) Disapproval of a registration under this subsection shall constitute notice to the registrant that the subject activity may not lawfully be conducted or maintained without the issuance of an individual permit issued pursuant to Section 22a-174(c) of the General Statutes and Section 22a-174-33 of the Regulations of Connecticut State Agencies.

- (4) Rejection, disapproval, or approval of a registration shall be in writing.

- (5) Approval of Registration

An approval of registration issued by the commissioner authorizing operation under this general permit shall:

- (i) limit the actual emissions of any air pollutant identified in Section 5(a) of this general permit from a premises during any and every consecutive twelve (12) months to levels lower than those set forth in Section 5(a) of this general permit; and
- (ii) impose record keeping and reporting requirements with respect to the emissions unit(s) at the premises which is the subject of such approval of registration.

- (6) List of Sources Approved Under this General Permit

The commissioner will prepare and annually amend a listing of all permittees under this general permit. Such listing shall be made available to the public through the Department's Bureau of Air Management.

Section 5. Conditions of This General Permit

The permittee shall at all times continue to meet the requirements for applicability and authorization set forth in Section 3 of this general permit. In addition, the permittee shall assure that activities authorized by this general permit are conducted in accordance with the following conditions:

(a) *Emission Limitations*

This general permit authorizes a permittee to emit, in any and every consecutive twelve (12) months, levels of air pollutants that in the aggregate **are lower than** the following:

- (1) Title V source levels in Section 22a-174-33 of the Regulations of Connecticut State Agencies; and
- (2) For a permittee subject to RCSA Section 22a-174-32: 25 tons of VOC provided that the subject premises is either a wood furniture manufacturing operation or an aerospace manufacturing and rework operation.

(b) *Source of Data for Calculating Emissions*

The calculations referred to in Section 4(c)(2)(C) and 5(c)(1)(A)(iv) of this general permit shall be based on the rate of emissions. Unless otherwise required by the commissioner pursuant to Section 22a-174-32(f) of the Regulations of Connecticut State Agencies, the rate of emissions shall be determined as follows:

- (1) If data is available from continuous emissions monitoring equipment installed, operated, and certified in accordance with a permit or order, or regulation issued or administered by the commissioner, such data shall be used to determine the rate of emissions; or
- (2) If such continuous emissions monitoring data is unavailable but stack testing data is available, such testing data shall be used to determine the rate of emissions, provided such testing was conducted in accordance with protocols approved in writing by the commissioner in advance of testing and a representative of the commissioner has been provided the opportunity to witness such testing; or
- (3) If such stack testing data is unavailable, the rate of emissions shall be calculated using data supplied by the manufacturer of the subject emissions unit(s), which data was derived from EPA-approved emissions testing of such unit performed by or for the manufacturer; or
- (4) If such manufacturer's emissions data is unavailable, the emissions rate shall be calculated using data derived from an analysis of pertinent material balances conducted by an individual with appropriate knowledge of the subject process; or
- (5) If data from such a material balance analysis is unavailable, the emissions rate shall be calculated using data from Compilation of Air Pollutant Emission Factors (AP-42) published by EPA, or another engineering methodology, provided such other methodology has been approved in writing by the commissioner before being used to calculate emissions.

(c) *Record Keeping Requirements*

- (1) A permittee shall make and keep records necessary to calculate reliably the actual emissions of air pollutants from each emissions unit. The records shall allow for such calculations for all air pollutants identified in Section 5(a) of this general permit. Such records shall include, but are not limited to the following:
 - (A) A log for each month that shall include:
 - (i) the total amount of fuels, solvents, coatings or raw materials used, by each emissions unit if necessary, during each month in which the use results in the emission of an air pollutant identified in Section 5(a) of this general permit;
 - (ii) an identification of the fuels, solvents, coatings or raw materials used, by

each emissions unit if necessary, during each month;

- (iii) the actual operating hours of each emissions unit, as necessary to calculate emissions;
- (iv) for permittees for which the actual emissions of any regulated air pollutant from the premises, as reported in the registration for approval under this general permit, are at or above fifty percent (50%) of the emission limitation specified in Section 5(a) of this general permit, the total quantity of emissions of each such air pollutant, expressed in tons, pounds, or otherwise as the commissioner or administrator may require, during each month and for each consecutive twelve (12) months;
- (v) any other documentation the commissioner reasonably deems necessary to reliably calculate actual emissions of air pollutants regulated under this general permit; and
- (vi) all purchase orders, invoices, or other documents necessary to verify information and calculations in the monthly log.

(B) A log of the capacity of each emissions unit.

(C) If subject to Section 3(a)(3) of this general permit, all required records pursuant to Section 22a-174-32(g) of the Regulations of Connecticut State Agencies.

- (2) Monthly and consecutive twelve (12) month records required by this general permit shall be created no later than thirty (30) days after the end of each month or consecutive twelve (12) month period.
- (3) A permittee shall keep each record required by this subsection at the premises for five (5) years after the date such record is made. A permittee shall promptly provide any such record or copy thereof to the commissioner or the administrator upon request.
- (4) Notwithstanding any other provision of this subsection, a permittee shall not be required to make or keep records concerning the purchase or use of any item or the conduct of any activity that results in the emission of an air pollutant identified in Section 5(a) of this general permit if such item or activity is listed in Section 22a-174-33(g)(3) of the Regulations of Connecticut State Agencies and such item or activity is unrelated to the principal function of the premises.

(d) Reporting Requirements

- (1) Annual Compliance Certification

A permittee shall submit to the commissioner on or before January 30th of each year in which the permittee is registered under this general permit, an annual compliance

certification with respect to the premises. Such compliance certification shall be submitted on forms provided by the commissioner and shall contain the information specified in 40 CFR 70.6(c)(5)(iii)(A) to (C), inclusive.

(2) **Annual Emissions Summary**

A permittee for which the actual emissions of any regulated air pollutant from the premises as reported in the registration for approval under this general permit are at or above 50% (fifty percent) of the emission limitation specified in Section 5(a) of this general permit shall submit to the commissioner on or before January 30th of each year, an annual emissions summary with respect to the premises for each calendar year, or portion thereof a permittee is registered under this general permit. Such annual emissions summary shall be submitted on forms provided by the commissioner and shall contain the following information with respect to any emission limitation for which the premises actual emissions are at or above 50% (fifty percent) of such limitation:

- (A) Total amount of fuels, solvents, coatings or raw materials used during the previous calendar year, which use resulted in the emission of an air pollutant identified in Section 5(a) of this general permit;
- (B) The total quantity of emissions of such air pollutant, expressed in tons, pounds, or otherwise as the commissioner or the administrator may require. Such emissions shall be reported for each and every consecutive twelve (12) month period which ended during the previous calendar year, expressed as a twelve (12) month aggregate; and
- (C) Any additional information requested in writing which the commissioner reasonably deems necessary to verify actual emissions. Such additional information shall be submitted within fourteen (14) days of receipt of such request or within a later time frame if indicated in such request.

(3) A permittee shall report by telephone and telefax to the commissioner any exceedance of an emissions limitation established in this general permit as follows:

- (A) Any such exceedance that poses an imminent and substantial danger to public health, safety or the environment immediately but no later than 24 hours after the permittee learns, or in the exercise of reasonable care should have learned, of such exceedance; and
- (B) Any such exceedance which does not pose an imminent and substantial danger to public health, safety or the environment within two working days after the permittee learns of such exceedance.

(e) *Duty to Comply with Conditions and Applicable Requirements*

A permittee shall comply with all conditions and applicable requirements of this general permit. The terms and conditions of this general permit shall not supersede more stringent

emissions limitations or operational limitations established in any order or permit issued by the commissioner pursuant to Section 22a-174 of the General Statutes.

Section 6. General Conditions

(a) *Reliance on Registration*

When evaluating a registration and any other submitted information, the commissioner relies on information provided by the registrant. If such information proves to be false or incomplete, the authorization issued under this general permit may be suspended or revoked in accordance with law, and the commissioner may take any other legal action provided by law.

(b) *Duty to Comply with this General Permit*

A permittee shall comply with this general permit.

(c) *Duty to Correct and Report Emissions Exceedances*

Upon learning of an exceedance of an emissions limitation set forth in this general permit, a permittee shall immediately take all reasonable actions to determine the cause of such exceedance, correct such exceedance and mitigate its results, and to prevent any further exceedance. Such exceedance shall be reported in writing to the commissioner in accordance with Section 5(d)(3) of this general permit.

(d) *Duty to Provide Information*

If the commissioner requests any information pertinent to the authorized activity or to determine compliance with this general permit, the permittee shall provide such information in writing within forty-five (45) days of such request. Such information shall be certified in accordance with Section 3(b)(3) of this general permit.

(e) *Date of Filing*

For purposes of this general permit, the date of filing with the commissioner of any document is the date such document is received by the commissioner.

(f) *False Statements*

Any false statement in any information submitted pursuant to this general permit may be punishable as a criminal offense, in accordance with Section 22a-6 of the General Statutes, pursuant to Section 53a-157b of the General Statutes, and in accordance with any other applicable statute.

(g) *Correction of Inaccuracies*

Within fifteen (15) days after the date a permittee becomes aware of a change in any of the information submitted pursuant to this general permit, becomes aware that any such information is inaccurate or misleading, or that any relevant information has been omitted, such permittee shall correct the inaccurate or misleading information or supply the omitted

information in writing to the commissioner. Such information shall be certified in accordance with Section 3(b)(3) of this general permit. The provisions of this subsection shall apply both while a request for approval of registration is pending and after the commissioner has approved such request.

(h) *Transfer of Authorization*

An approval of registration under this general permit is transferable only in accordance with the provisions of Section 22a-6o of the General Statutes.

(i) *Other Applicable Law*

Nothing in this general permit shall relieve the permittee of the obligation to comply with any other applicable federal, state and local law, including but not limited to the obligation to obtain any other authorizations required by such law.

(j) *Other Rights*

This general permit is subject to and does not derogate any present or future rights or powers of the State of Connecticut and conveys no rights in real or personal property nor any exclusive privileges, and is subject to all public and private rights and to any federal, state, and local laws pertinent to the property or activity affected by such general permit. In conducting any activity authorized hereunder, the permittee may not cause pollution, impairment, or destruction of the air, water, or other natural resources of this state. The issuance of this general permit shall not create any presumption that this general permit should or will be renewed.

(k) *Enforceability*

This general permit shall be enforceable by the commissioner or the administrator.

Section 7. Commissioner's Powers

(a) *Abatement of Violations*

The commissioner may take any action provided by law to abate a violation of this general permit, including the commencement of proceedings to collect penalties for such violation. The commissioner may, by summary proceedings or otherwise and for any reason provided by law, including violation of this general permit, revoke a permittee's authorization hereunder in accordance with Sections 22a-3a-2 through 22a-3a-6, inclusive, of the Regulations of Connecticut State Agencies. Nothing herein shall be construed to affect any remedy available to the commissioner by law.

(b) *General Permit Revocation, Suspension, or Modification*

The commissioner may, for any reason provided by law, by summary proceedings or otherwise, revoke or suspend this general permit or modify it to establish any appropriate conditions, schedules of compliance, or other provisions which may be necessary to protect human health or the environment.

(c) ***Filing of an Individual Permit Application***

If the commissioner notifies a permittee in writing that such permittee must obtain an individual permit if he wishes to continue lawfully conducting the activity authorized by this general permit, the permittee may continue conducting such activity only if he files an application for an individual permit within thirty (30) days of receiving the commissioner's notice. While such application is pending before the commissioner, the permittee shall comply with the terms and conditions of this general permit and the subject approval of registration. Nothing herein shall affect the commissioner's power to revoke a permittee's authorization under this general permit at any time.

Issued Date: February 24, 2006

GINA McCARTHY.
Commissioner

This is a true and accurate copy of the general permit executed on **February 24, 2006** by the Commissioner of the Department of Environmental Protection.